

Docket No. 1583 CIP2 CON3

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bennett et al.

Serial No.: 10/630,945

Examiner: Unassigned

Filed: July 30, 2003

Group Art Unit: Unassigned

For: **Bioabsorbable Branched Polymers Containing Units Derived  
From Dioxanone and Medical/ Surgical Devices Manufactured  
Therefrom**

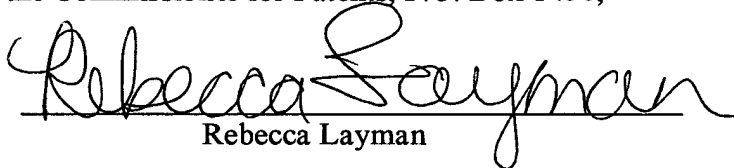
CERTIFICATE OF MAILING

Date of Deposit: October 30, 2003

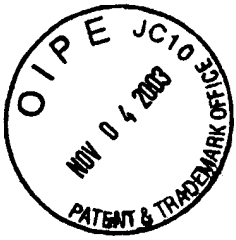
I hereby certify that the following:

- ☒ This Certificate of Express Mailing
- ☒ Information Disclosure Statement
- ☒ PTO Form 1449 and Cited References
- ☒ Return postcard

are being deposited with the United States Postal Service first-class mail on the Date of Deposit indicated above in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Rebecca Layman

Mark Farber  
C/O  
TYCO HEALTHCARE GROUP LP  
150 Glover Avenue  
Norwalk, CT 06856  
203-845-1059



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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

In accordance with Applicant's duty of disclosure under 37 C.F.R. §1.56, Applicants submit the enclosed reference for the Examiner's consideration.

It is respectfully requested that the reference(s) submitted with Form PTO-1449 be considered during Examination of the above-identified application and made of record therein. A copy of the reference(s) is/are enclosed. This submission is believed to be in compliance with 37 C.F.R. §1.97 and 37 C.F.R. §1.98.

The citation of the listed item(s) is not a representation that it constitutes a complete or exhaustive listing of prior art or that it constitutes prior art. The item(s) listed is/are submitted in good faith, but is/are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner, it will assist the Examiner in identifying fields of search and in making as full and complete a search as possible.

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

( ) This information disclosure statement is being filed within three (3) months of the filing date of this application.

( ) This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application.

(x) To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action in connection with this case.

( ) Enclosed is a certificate under 37 C.F.R. §1.97 (e)(i).

( ) Enclosed is a petition under 37 C.F.R. §1.97 (d)

(.) Please charge the petition fee of \$130.00 required under 37 C.F.R. §1.17 (i)(1) to Deposit Account No. 01-0483.


( ) As set forth in 37 C.F.R. §1.97 (c), to the best of Applicant(s) knowledge, this information disclosure statement is being filed before either the mailing of a final action under 37 C.F.R. §1.113 or the mailing of a notice of allowance under 37 C.F.R. §1.113, and is accompanied by the \$220.00 fee as provided for in 37 C.F.R. §1.17(p).

( ) Please charge the \$240.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 01-0483.

(x) Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 37 C.F.R. §1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 01-0483. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend time as required and charge Deposit Account No. 01-0483 therefor. **TWO COPIES OF THIS SHEET ARE ENCLOSED.**

Early and favorable consideration of the case is respectfully requested.

Dated: October 30, 2003

  
Mark Farber

Registration No. 34,159  
Attorney for Applicants

Mark Farber  
C/O  
Tyco Healthcare Group LP  
150 Glover Avenue  
Norwalk, CT 06856  
(203) 845-1059

Form PTO-1449 U.S. DEPARTMENT OF  
COMMERCE PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
1583 CIP2 CON3SERIAL NO.  
10/630,945INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use several sheets if necessary)

APPLICANT  
Roby et al.FILING DATE  
July 30, 2003GROUP Art Unit  
Unassigned

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	
	2 6 6 8 1 6 2	2/02/1954	Lowe			
	2 6 8 3 1 3 6	7/06/1954	Higgins			
	2 7 0 3 3 1 6	3/01/1955	Schneider			
	2 7 5 8 9 8 7	8/14/1956	Salzberg			
	3 0 6 3 9 6 7	11/13/1962	Schultz			
	3 0 6 3 9 6 8	11/13/1962	Schultz			
	3 2 2 5 7 6 6	12/28/1965	Baptist et al.			
	3 2 6 8 4 8 6	8/23/1966	Klootwijk			
	3 2 6 8 4 8 7	8/23/1966	Klootwijk			

## FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATIO	
					YES	NO
4 6 0 4 2 8	05/13/1991	EP				
5 0 1 8 4 4	01/30/1992	EP				
7 7 9 2 9 1	11/28/1996	EP				
1 3 3 2 5 0 5	5/10/2002	EP				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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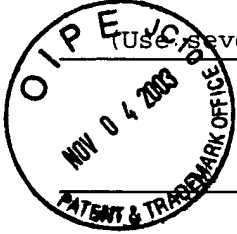
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	3 2 9 7 0 3 3	1-10-1967	Schmitt et al.			
	3 3 9 1 1 2 6	7/21/1968	Baggett et al.			
	3 4 2 2 1 8 1	1/14/1969	Chirgwin			
	3 4 4 2 8 7 1	5/06/1969	Schmitt et al.			
	3 4 6 3 1 5 8	8/26/1969	Schmitt et al.			
	3 4 6 8 8 5 3	8/26/1969	Schmitt et al.			
	3 5 3 1 5 6 1	9/29/1970	Trehu			
	3 5 6 5 8 6 9	2/23/1971	Prospero			
	3 5 9 7 4 4 9	8/03/1971	Deprospero			
	3 6 2 0 2 1 8	8/25/1969	Schmitt et al.			

FOREIGN PATENT DOCUMENTS

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	FILING DATE July 30, 2003	GROUP Art Unit: Unassigned

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	3 6 3 6 9 5 6	1/25/1972	Schneider			
	3 6 4 5 9 4 1	2/29/1972	Snapp et al.			
	3 7 3 6 6 4 6	8/05/1973	Snapp et al.			
	3 7 3 9 7 7 3	6/19/1973	Schmitt et al.			
	3 7 7 2 4 2 0	11/13/1973	Glick et al.			
	3 7 7 3 9 1 9	11/20/1973	Boswell et al.			
	3 7 8 1 3 4 9	12/25/1973	Ramsey et al.			
	3 7 8 4 5 8 5	3/12/1957	Kauffman II			
	3 7 9 2 0 1 0	2/12/1974	Wasserman et al.			

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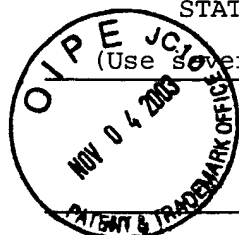

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	3 7 9 7 4 9 9	3/19/1974	Schneider			
	3 8 3 9 2 9 7	10/01/1974	Wasserman et al.			
	3 8 4 6 3 8 2	11/05/1974	Hayes			
	3 8 6 7 1 9 0	2/18/1975	Schmitt et al.			
	3 8 7 5 9 3 7	4/08/1975	Schmitt et al.			
	3 8 7 8 2 8 4	4/15/1975	Schmitt et al.			
	3 8 9 6 8 0 2	7/29/1975	Williams			
	3 9 0 2 4 9 7	9/02/1975	Casey			
	3 9 3 7 2 2 3	2/10/1976	Roth			
	3 9 4 2 5 3 2	3/09/1976	Hunter et al.			

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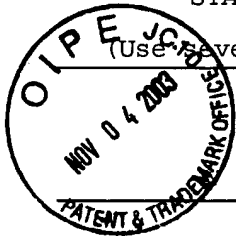

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	4 0 3 3 9 3 8	7/05/1977	Augurt et al.			
	4 0 4 5 4 1 8	8/30/1977	Sinclair			
	4 0 5 2 9 8 8	10/11/1977	Doddi et al.			
	4 0 5 7 5 3 7	11/08/1977	Sinclair			
	4 0 6 0 0 8 9	11/29/1977	Noiles			
	4 0 7 6 8 0 7	2/28/1978	Trinh et al.			
	4 1 3 7 9 2 1	2/06/1979	Okuzumi et al.			
	4 1 5 7 4 3 7	6/05/1979	Okuzumi et al.			
	4 2 4 3 7 7 5	1/06/1981	Rosensaft et al.			
	4 2 4 6 9 0 4	1/27/1981	Kaplan			
	4 2 7 3 9 2 0	6/16/1981	Nevin			
	4 2 7 5 8 1 3	6/30/1981	Noiles			

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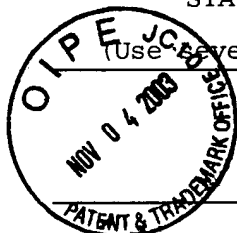
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	4 2 7 9 2 4 9	7/21/1981	Vert et al.			
	4 3 0 0 5 6 5	11/17/1981	Rosensaft et al.			
	4 4 2 9 0 8 0	1/31/1984	Casey et al.			
	4 4 4 0 7 8 9	4/03/1984	Mattei et al.			
	4 5 5 9 9 4 5	12/24/1985	Koelmel at al.			
	4 5 9 1 6 3 0	5/27/1986	Gertzman et al.			
	4 5 4 9 9 2 1	10/29/1985	Wolfe Jr.			
	4 6 0 5 7 3 0	8/12/1986	Shalaby et al.			
	4 6 2 4 2 5 6	11/25/1986	Messier et al.			
	4 6 4 3 1 9 1	2/17/1987	Bezwada et al.			
	4 6 4 3 7 3 4	2/17/1987	Lin			
	4 6 5 3 4 9 7	3/31/1987	Bezwada et al.			
	4 7 4 4 3 6 5	5/17/1988	Kaplan et al.			
	4 7 9 1 9 2 9	12/20/1988	Jarrett et al.			
	4 8 3 8 2 6 7	6/13/1989	Jamiolkowski			
	4 9 9 4 0 7 4	2/19/1991	Bezwada et al.			
	5 0 0 7 9 2 3	4/16/1991	Bezwada et al.			
	5 0 4 7 0 4 8	9/10/1991	Bezwada et al.			

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